

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE AMERICAN
INTERNATIONAL GROUP, INC.
ERISA LITIGATION II

MASTER FILE
08 Civ. 5722 (LTS)(KNF)

This Document Relates To:
All Actions

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying memorandum of law and Declaration of A. Millie Warner, Defendants AIG Inc., Retirement Board, Investment Committee, and Director Edmund S.W. Tse (collectively, “Defendants”) will move this Court, before the Honorable Laura T. Swain, United States District Judge, United States District Court for the Southern District of New York, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Room 755, New York, New York 10007, on a date and at a time to be set by the Court, for an order striking Plaintiffs’ Notice of Supplemental Authority, or in the alternative, for leave to file a 30-page response memorandum.

The undersigned counsel certifies, pursuant to Rule 2(B) of Judge Swain’s Individual Practices Rules, that Defendants used their best efforts to resolve informally the matters raised in this submission. These efforts were unsuccessful.

Dated: New York, New York
February 5, 2010

Respectfully submitted,

/s/ Joseph S. Allerhand
Joseph S. Allerhand
Nicholas J. Pappas
WEIL, GOTSHAL & MANGES LLP
767 Fifth Avenue
New York, New York 10153
(212) 310-8000

*Attorneys for Defendants AIG Inc.,
Retirement Board, Investment Committee,
and Director Edmund S.W. Tse*

TO: Lee Squitieri
SQUITIERI & FEARON, LLP
32 East 57th Street
12th Floor
New York, NY 10022
Telephone: (212) 421-6492
Facsimile: (212) 421-6553
lee@sfclasslaw.com

HARWOOD FEFFER LLP
ROBERT I. HARWOOD
488 Madison Avenue — 8th Floor
New York, NY 10022
Telephone: (212) 935-7400
Facsimile: (212) 753-3630
rharvwood@hfesq.com

WOLF POPPER LLP
MARIAN P. ROSNER
845 Third Avenue
New York, NY 10022
Telephone: (212) 759-4600
Facsimile: (212) 486-2093
mrosner@wolfpopper.com

KELLER ROHRBACK LLP
LYNN L. SARKO
1201 Third Avenue, Suite 3200
Seattle, Washington 98101

Telephone: (206) 623-1900
Facsimile . (206) 623-3384
Isarko@kellerroluback.com

*Co-Interim-Lead Counsel for ERISA Action
Plaintiffs.*

CC: Michael J. Garvey
SIMPSON THACHER & BARTLETT LLP
425 Lexington Avenue
New York, NY 10017-3954
Telephone: (212) 455-2000
Fax: (212) 455-2502
mgarvey@stblaw.com

Attorneys for Defendant Robert B. Willumstad

Jamison A. Diehl
AKIN, GUMP, STRAUSS, HAUER & FELD LLP
One Bryant Park
New York, New York 10036
Telephone: (212) 872-1000
Fax: (212) 872-1002
jdiehl@akingump.com

Attorneys for Defendant Martin J. Sullivan